



OFFICE OF
INSURANCE COMMISSIONER

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In the Matter of

David A. Clark,

Licensee

)
) No. D 98 - 64
)
) STIPULATION AND ORDER
) LEVYING A FINE
)

STIPULATION BY AGENT

David A. Clark ("licensee") hereby stipulates to the payment of a fine in the total amount of \$500 based on the following facts which are hereby acknowledged.

1. There is evidence the licensee may have violated RCW 48.30.180 and WAC 284-23-440 when he failed to provide a properly completed notice regarding replacement to Dean Stolp in conjunction with a sale of a new Fortis Benefit Insurance Company life insurance policy.
2. There is evidence that on several other instances the licensee may have failed to provide insureds properly completed replacement forms when replacing existing life insurance or annuity business in violation of WAC 284-23-440.
3. Licensee, without admitting or denying these allegations, acknowledges there may be evidence as set forth above, but notes the existence of extenuating circumstances. He agrees that he will improve his business practices and use his best efforts to comply fully with the provisions of the insurance code and regulations thereunder.

The licensee may have engaged in practices that are not in accord with the standards set out in the insurance code of Washington. Accordingly, the licensee enters this Stipulation to the following Order voluntarily and with the understanding that such fine is in lieu of any suspension or revocation of the licensee's license or any other sanction for such conduct. The facts described above, and the fact of this stipulation, may be considered by the Commissioner in any future administrative actions regarding licensee.

Signed this 30 day of October, 1998.

A handwritten signature of David A. Clark, written in dark ink, positioned above a horizontal line.
David A. Clark

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ORDER

Pursuant to RCW 48.17.560 and the foregoing Stipulation, the Commissioner hereby imposes a fine in the amount of \$500 upon David A. Clark.

Such fine shall be paid in full within 30 days from the date of this Order. Upon failure to pay such fine, the Commissioner will revoke the license of the licensee and the fine will be recoverable in a civil action brought on behalf of the Commissioner by the Attorney General.

ENTERED AT LACEY, WASHINGTON, this 22 day of Oct, 1998.

DEBORAH SENN
Insurance Commissioner

By 

WILLIAM E. FRANDSEN
Deputy Commissioner